

REMEDICATION AND REDEVELOPMENT (RR) NEWS FROM WISCONSIN DNR  
January 11, 2002

DRY CLEANER PROGRAM REPORT

The "Dry Cleaner Environmental Response Program: a Program Evaluation Report" has been published and submitted to the Legislature as required by statute. The report summarizes the history of the program and statutory changes, and assesses program implementation and its future. It includes an addendum from the Governor's Council for the Dry Cleaner Environmental Response Fund Program. The report, publication RR-681, is available under the What's New button on our web site at <http://www.dnr.state.wi.us/org/aw/rr/index.htm>, or you can order a printed copy by calling 608-264-6020.

JANUARY 16 PUBLIC HEARING ON SOIL GIS RULE

Public hearings on a proposed new rule to clarify the application of deed notices and restrictions to properties where residual soil contamination remains after closure will be held on Wednesday, January 16. The changes would establish an on-line geographic information system (GIS) registry to replace most soil deed notices. This would be similar to the existing GIS registry for residual groundwater contamination. The new soil registry would provide continual public access to the information, so the proposed rule would repeal NR 714.07(5), which currently requires responsible parties to publish a legal notice when proposing a soil performance standard. Concurrent changes would establish a new fee of \$200 for maintenance of the soil registry. The rule changes would also specify when deed restrictions must be recorded for soil contamination, and define "industrial land use". The proposed rule changes are on our web site - please see the 11/21/01 item under "Proposed Revisions to Administrative Codes".

[http://www.dnr.state.wi.us/org/aw/rr/wi\\_regs/index.htm#anchor74198](http://www.dnr.state.wi.us/org/aw/rr/wi_regs/index.htm#anchor74198)

Video conference hearings will be held January 16 at 10:00 a.m. at -

- Room 021, Natural Resources building, 101 S. Webster St., Madison
- Room 139 State Office building, 718 W. Clairemont Ave., Eau Claire
- Room 618, State office building, 200 N. Jefferson St., Green Bay
- Room 542, State Office building, 819 N. 6th St., Milwaukee
- Room 3, DNR Regional Headquarters, 107 Sutliff Ave., Rhinelander
- Lower Level conference room, DNR Regional Headquarters, 810 W. Maple St., Spooner.

Written comments may be submitted to Dale Ziege - RR/3, Department of Natural Resources, P.O. Box 7921 Madison, WI 53707 no later than February 1, 2002. For more information, contact Dale Ziege at (608) 267-7533 or at [zieged@dnr.state.wi.us](mailto:zieged@dnr.state.wi.us).

LAST CALL FOR SAG GRANTS

Brownfield Site Assessment Grant applications for both large and small grants are due Friday, January 18. Contact Percy Mather at 608-266-9263 or [mathep@dnr.state.wi.us](mailto:mathep@dnr.state.wi.us) if you have questions, or visit our web site at <http://www.dnr.state.wi.us/org/aw/rr/rbrownfields/sag.htm>

FEB 6 CONSULTANT DAY IN KIMBERLY

The RR Program's Northeast Region (NER) and the Federation of Environmental Technologists (FET) are hosting an informational day for consultants on Wednesday, February 6, from 8:00 a.m. to 4 p.m. at Liberty Hall, 800 Eisenhower Drive in Kimberly, Wisconsin. The cost is \$75. Topics include brownfield redevelopment initiatives, soil

performance standards, the GIS Registry of Closed Remediation Sites, the case close out form, fees, stepped enforcement, and Smart Growth. Speakers will include NER technical and enforcement staff and central office RR staff. Contact FET at 262-644-0070 for registration information. Reservations are due January 25th.

#### ARE YOU USING THE RIGHT VERSION OF NR 140?

We have reminded consultants several times to use up-to-date copies of the NR 700 cleanup rules. We also need to remind a few to use an up-to-date copy of chapter NR 140, groundwater standards. All administrative rules are on the Wisconsin Revisor of Statutes web page at <http://www.legis.state.wi.us/rsb/code/index.html>. You can also access rules important to RR program, including NR 140, through our RR web site by using the Regulations button.

[http://www.dnr.state.wi.us/org/aw/rr/wi\\_regs/index.htm](http://www.dnr.state.wi.us/org/aw/rr/wi_regs/index.htm)

#### CLARIFICATION ON CLOSURE REQUESTS FOR GIS REGISTRY

There has been some confusion about the difference between a "GIS Registry submittal" and a "case closure submittal". The information that must be submitted in order to put a closed site on the GIS Registry of Closed Remediation Sites is one part of the package of information to include with a case closure request. The information needed for the GIS Registry is included on the "Case Summary and Close Out Form", form 4400-202. Code sections NR 726.05(2)(am) and NR 726.05(3)(a)4.a.-.g. specify the requirements for sites that will be placed on the registry. This information should be submitted in the order in which it is listed in the rule, for ease of scanning into pdf documents for the internet. We will be updating our case closure form so that it is easier to keep track of the order of this information. In the meantime, you may label maps and tables with the applicable section of the rule that requires the information in order to help us out. In addition, the GPS locations that are required in NR 716.15(2)(k) should be included with the case closure request. Please be sure that all checks paying the GIS Registry fee are made out to "Wisconsin DNR". Checks are payable to Wisconsin DNR whether the site is under the jurisdiction of DNR or the Department of Commerce.

#### ANOTHER QUESTION ABOUT THE GIS REGISTRY OF CLOSED REMEDIATION SITES

Can maps be larger than 8.5 x 14 inches if they are submitted as pdf files? DNR project managers may allow maps larger than 8.5 x 14 inches if they are submitted as pdf files. Project managers may also need printed copies of those maps.

#### NOTIFICATION OF CONTAMINATION IN RIGHTS-OF-WAY

NR 726.05(2)(b)4 requires responsible parties to notify the appropriate unit of government when a site closure request is being made with exceedences of groundwater enforcement standards in a right-of-way. This is in addition to notifying the owners of affected neighboring properties. The WI Department of Transportation has asked that all notifications for affected state highway rights-of-way be directed to Sharlene Te Beest, WI DOT Bureau of Environment, PO Box 7965, Madison, WI 53707-7965. If you have questions you can reach Sharlene at 608-266-1476, or at [sharlene.tebeest@dot.state.wi.us](mailto:sharlene.tebeest@dot.state.wi.us). Please remember that DNR's case closure request form

<http://www.dnr.state.wi.us/org/aw/rr/archives/pubs/4400-202.pdf>

requires evidence that this notification has been completed. Including

a copy of the notification letter with the case closure request satisfies this requirement.

#### NEW CONTAMINATION BASICS FACT SHEET

The RR Program has a new fact sheet called "Environmental Contamination - The Basics", RR-674. Consultants may distribute this four-page fact sheet to help responsible parties understand what DNR expects of them. <http://www.dnr.state.wi.us/org/aw/rr/archives/pubs/RR674.pdf>

#### NEW IMPROVED WEB PAGES

We've revised our RR Program web pages to give you a cleaner RR main page. We've also improved our site overview (found under the Navigation button), and added a new button with a Services and Fees page. If you have comments on our web pages, please direct them to Megan Clemens at [clemem@dnr.state.wi.us](mailto:clemem@dnr.state.wi.us)

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